

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION**

ROSE MARIE WAGGONER, et al.,      )  
    )  
    )  
Plaintiff,                                )  
    )  
    )  
v.    )    No. 4:13CV1349 DDN  
    )  
    )  
STATE OF MISSOURI, et al.,            )  
    )  
    )  
Defendants.                             )

**MEMORANDUM AND ORDER**

Plaintiffs moved to amend their complaint before any responsive pleadings were filed. Under Rule 15(a) of the Federal Rules of Civil Procedure, they have the right to amend their pleading, and the Court will grant the motion.

Defendants will not be required to submit new motions to dismiss unless the issues raised in the amended complaint moot their grounds for dismissing this action.

Accordingly,

**IT IS HEREBY ORDERED** that plaintiffs' motion to amend [ECF No. 11] is **GRANTED**.

Dated this 24<sup>th</sup> day of September, 2013.

  
DAVID D. NOCE  
UNITED STATES MAGISTRATE JUDGE